

A.G. CONTRACT NO. 85-376

CONSTRUCTION  
INTERGOVERNMENTAL AGREEMENT  
BETWEEN  
THE STATE OF ARIZONA  
AND  
YUMA COUNTY

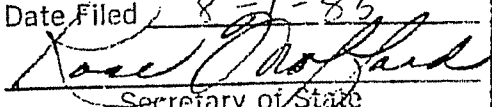
THIS AGREEMENT, entered into pursuant to Arizona Revised Statutes, Sections 11-951 through 11-954, as amended, by and between the STATE OF ARIZONA, acting by and through the ARIZONA DEPARTMENT OF TRANSPORTATION, hereinafter called "STATE", and the COUNTY OF YUMA COUNTY, hereinafter called "COUNTY".

WHEREAS, the State is empowered by A.R.S. Section 28-108 to enter into this Agreement and the Director of the ARIZONA DEPARTMENT OF TRANSPORTATION has delegated to the undersigned his authorization to execute this Agreement on behalf of the STATE:

WHEREAS, the COUNTY is empowered by ARS 11-251 to enter into this Agreement, and acting by and through its duly elected governing body, has by that certain resolution attached hereto and incorporated herein as Exhibit "A" resolved to enter into this Agreement and has authorized the undersigned as its representative to execute the same on behalf of said COUNTY:

WHEREAS, for the safety and protection of the traveling public, it is necessary and desirable that certain improvements and/or modifications be made on the State Highway System in the County. This work shall include but not be limited to the installation of new traffic signals at the following location:

On SR 95 at Pacific Avenue - Yuma County  
Project #F-063-1-912

|  |
|--|
| NO. <u>10498</u>   |
| FILED WITH SECRETARY OF STATE  |
| Date Filed <u>8-1-85</u>   |
| <br>Secretary of State |

NOW, THEREFORE, in consideration of the mutual covenants hereinafter to be kept by all parties, it is mutually agreed as follows:

1. The STATE shall advertise for bids and award a contract for the installation of the traffic signals on US 95 at Pacific Avenue.

2. The COUNTY, upon completion of the work shall reimburse the STATE for 50 per cent of the final construction and engineering costs not to exceed \$40,000 for its share of the cost of this work.

3. This Agreement shall be considered as terminated when all conditions as set forth herein have been complied with and the traffic signals are complete, in place, and functional.

4. All parties are hereby put on notice that this Agreement is subject to cancellation by the Governor pursuant to Arizona Revised Statutes Section 38-511.

5. This Agreement shall be filed with the Secretary of State and shall become effective upon filing.

6. Attached to this Agreement and incorporated herein by reference is Exhibit "B" which is a copy of the written determination of the appropriate attorney that the COUNTY is authorized under the laws of this State to enter into this Agreement and that it is in proper form.

STATE OF ARIZONA  
ARIZONA DEPARTMENT OF TRANSPORTATION

BY:

  
State Engineer

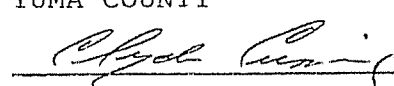
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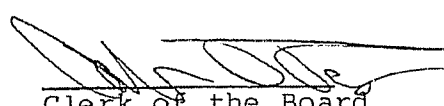
10 July 1985

ATTEST:

YUMA COUNTY

BY:



  
Clerk of the Board

TITLE:

Chairman

DATE:

July 1, 1985

Date: 7/1/85

EXHIBIT "B"  
APPROVAL OF THE COUNTY ATTORNEY

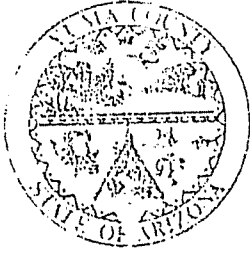
I hereby state that I have reviewed the proposed Intergovernmental Agreement between the State of Arizona, ARIZONA DEPARTMENT OF TRANSPORTATION, and the COUNTY OF YUMA COUNTY, and declare the agreement to be in proper form and within the powers and authority granted under the laws of the State of Arizona.

DATED this 1<sup>st</sup> day of July, 1985.

COUNTY OF YUMA COUNTY

BY:

Thomas J. Greenwith  
County Attorney



Yuma County  
Yuma, Arizona

OFFICE OF THE  
BOARD OF SUPERVISORS  
Redondo Square  
P.O. Box 1112  
Yuma, Arizona 85364  
Phone 782-4534

BOB McCLENDON  
DISTRICT 1

GARY MUNK  
DISTRICT 2

RAY MOORE  
DISTRICT 3

CLYDE CUMING  
DISTRICT 4

PAT CONNER  
DISTRICT 5

ANDREW O. TORRES  
COUNTY ADMINISTRATOR

STATE OF ARIZONA )  
                              ) ss  
COUNTY OF YUMA )

I, Andrew O. Torres, Clerk of the Board of Supervisors do hereby certify that I am required by law to maintain custody of the minutes of the Board of Supervisors and that the following is a true and correct copy of a portion of the minutes of the Board of Supervisors meeting held July 1, 1985:

"Upon motion and unanimous vote the Board of Supervisors entered into an Agreement between the State of Arizona and the County of Yuma covering the construction of new traffic signals at SR #95 and Avenue 2E (Pacific Avenue) Project No. F-063-1-912."

In Witness Whereof I have hereunto set my hand and affixed the Official Seal of the Board of Supervisors. Done at Yuma, the County Seat, this 1st day of July, 1985.

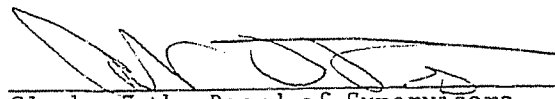
  
\_\_\_\_\_  
Clerk of the Board of Supervisors

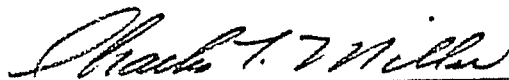
EXHIBIT "A"

PROJECT #F-063-1-912  
US 95 at Pacific Avenue MP 24.88

YUMA COUNTY

RESOLUTION

BE IT RESOLVED ON THIS 12<sup>th</sup> day of June, 1985,  
that I, CHARLES L. MILLER, as Director, ARIZONA DEPARTMENT  
OF TRANSPORTATION, have determined that it is in the best  
interests of the State of Arizona that the DEPARTMENT OF  
TRANSPORTATION, acting by and through the Highways Division,  
enter into an Intergovernmental Agreement with YUMA COUNTY,  
to upgrade the signal system by replacement of existing wood  
pole span wire signals with permanent steel pole signals.  
THEREFORE, authorization is hereby given to draft said  
Agreement which, upon completion, shall be submitted for  
approval and execution by the State Engineer.



CHARLES L. MILLER, Director

ARIZONA DEPARTMENT OF TRANSPORTATION



Attorney General

1275 WEST WASHINGTON

Phoenix, Arizona 85007

Robert R. Corbin


INTERGOVERNMENTAL AGREEMENT

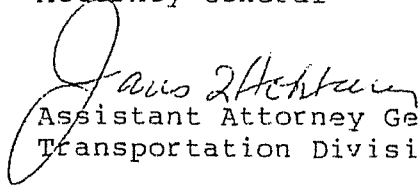
DETERMINATION

A. G. Contract No. 85-3712, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 16th day of July, 1985.

  
ROBERT K. CORBIN  
Attorney General

  
Assistant Attorney General  
Transportation Division